



Atty. Dkt. No. 086554-0982

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey A. CHOCHINOV et al.
Title: CADDY FOR CONTAINER AND METHODS FOR USING SAME
Appl. No.: 10/642,221
Filing Date: 08/18/2003
Examiner: Unassigned
Art Unit: 3727

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to OG Notice dated August 5, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the

present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits, and within three (3) months of the mailing date of the foreign search report.

RELEVANCE OF EACH DOCUMENT

Documents B5, B9, B10, B12, B14 and B17 listed on the attached PTO/SB/08 were cited as being relevant during the prosecution of the corresponding International application, PCT/US2004/012820. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached. The remaining listed documents were cited by the Examiner as being relevant during the prosecution of the priority design application, U.S. Serial No. 29/187,049, filed July 28, 2003.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date December 10, 2004

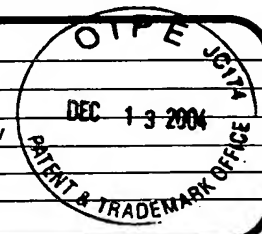
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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/642,221
				Filing Date	08/18/2003
				First Named Inventor	Jeffrey A. Chochinov
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
Sheet	1	of	2	Attorney Docket Number	086554-0982



U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	B1	3,145,031		THOMAS	08-18-1964	
	B2	3,298,532		WILCKE	01-17-1967	
	B3	4,947,998		SMELLER	08-14-1990	
	B4	5,092,463		DEES	03-03-1992	
	B5	5,211,294	A	GARMAN	05-18-1993	
	B6	5,380,033		HARLING	01-10-1995	
	B7	5,390,944		SHERWIN	02-21-1995	
	B8	5,704,496		LATTA	01-06-1998	
	B9	5,881,891	A	MURPHY Jr.	03-16-1999	
	B10	6,123,215	A	WINDLE	09-26-2000	
	B11	6,179,306		MAXWELL	01-30-2001	
	B12	2003/052465	A1	RAZ	03-20-2003	
	B13	D474,318		VAN LANDINGHAM et al.	05-06-2003	
	B14	2003/121925	A1	MOWE	07-03-2003	
	B15	6,666,465		CHAN	12-23-2003	
	B16	2004/055979	A1	FABREGAS	03-25-2004	

Examiner Signature	Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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				Examiner Name	Unassigned
Sheet	2	of	2	Attorney Docket Number	086554-0982

[illegible]

Examiner Signature		Date Considered	
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